

October 27, 1994

Mr. Darron Haddock  
Permit Supervisor  
Division of Oil, Gas, and Mining  
355 West North Temple  
3 Triad Center, Suite 350  
Salt Lake City, Utah 84180-1203

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RE: Response to Special Conditions and Stipulations associated with LBA #9, Genwal Coal Company, Crandall Canyon Mine, ACT/015/032. *JS*

Dear Darron:

Genwal is pleased to submit this response to the Special Conditions and Stipulations outlined in your September 26, 1994 letter. Each stipulation will be addressed separately. Where warranted, changes have been made to the text within the MRP to satisfy stipulations.

**STIPULATION #1**

This permit becomes effective for LBA #9 when the mining plan is approved by the Secretary of the Interior.

Response: **Good!**

**STIPULATION #2**

By November 1, 1994, Genwal Coal Company must adequately address the plan deficiencies as identified in the Forest Service consent letter dated September 22, 1994.

Response: A letter addressed to Mr. George Morris, Forest Supervisor, Manti-LaSal National Forest is attached. As noted within this letter, where appropriate, the MRP has been changed to address the Forest Service concerns. In areas where the questions deal with issues outside of the normal technical guidelines of the MRP the question has been answered in the letter.

**STIPULATION #3**

By November 1, 1994, Genwal Coal Company must provide clear legible design information for inclusion to the hydrology appendices of the Mining and Reclamation Plan.

Response: A review of the hydrology Appendices indicates that a few pages have become somewhat illegible due to photocopying. Appendix 7-4, 7-5, 7-7, 7-9, and 7-10 are being replaced. Genwal has gone through each page of every appendix in Chapter 7 to ensure that the copies are all legible. However, if upon further review of your copies of the MRP you find specific pages or appendices which need to be

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changed due to skewed pages, or poor photocopy quality please inform us and we will gladly make any appropriate changes.

**STIPULATION #4**

In accordance with the requirements of R645-301-752.250, Genwal Coal Company must provide the information and commitments required for Stream Buffer Zones on or before November 1, 1994. This must include all of the original commitments as provided in the previously approved buffer zone variance and a brief discussion on the area within the 100 foot buffer zone as it relates to contemporaneous reclamation activities as is required by R645-301-342, R645-301-731, and R645-752.250.

Response: The text in Chapter 3 has been changed to more closely define the intent of the previous commitments and to define what actions occurred during the construction phase of the surface facilities. It is important to note that no new surface disturbance has been requested in association with the revised MRP for LBA #9.

Genwal commits to complying with associated rules and regulations governing disturbance and maintaining water quality as defined in R645-301-752.250.

**STIPULATION #5**

By November 1, 1994 Genwal Coal Company must revise the Mining and Reclamation Plan to provide for monitoring Spring SP-36 for quality and quantity.

Response: A typographical error, found on page 7-41, erroneously indicated that SP-36 would only be monitored for quantity. The text on page 7-40 and 7-41 had indicated that SP-36 would be monitored for both quantity and quality and the typographical error was only located in one sentence. This typo has been corrected.

**STIPULATION #6**

In order to meet the requirements of R645-301-731, Genwal Coal Company must monitor generated waste materials at least once a year for acid and toxic properties. This monitoring must be done in accordance with the Divisions "Guidelines of Management of Topsoil and Overburden for Underground and Surface Coal Mining".

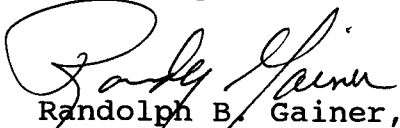
Response: On page 7-53 Genwal has committed to monitoring generated wastes at least once a year for acid and toxic properties according to the specified Topsoil and Overburden

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Guidelines. Please note that to date Genwal has not produced any mine wastes. The only "mine wastes" which have been generated would be the sediment which accumulates in the sediment pond. However, Genwal will monitor mine wastes (either mine or sediment pond wastes) on a yearly basis.

We appreciate this opportunity to respond to the special conditions associated with the permitting of LBA #9. Should you have additional questions, please contact me at (801) 687-9813.

Sincerely,



Handwritten signature of Randolph B. Gainer in cursive script.

Randolph B. Gainer, P.G.  
Environmental Manager  
Genwal Coal Company